THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

and

THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

WRIT PETITION NO.22469 OF 2005

Dated 02-11-2005

Between:

Palde Surender and others …Petitioners

And

The Employees Provident Fund Organization

And others …Respondents

THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

and

THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

WRIT PETITION NO.22469 OF 2005

O R D E R (Per the Hon'ble Sri Bilal Nazki, ACJ):

Heard learned counsel for the parties.

The petitioners filed this writ petition seeking a declaration that the notice dated 13-10-2005 issued by the Employees' Provident Fund Organization-the first respondent

for sale of immovable property was illegal.

The petitioners claim rights over the immovable property, for the sale of which the impugned notice was issued. The property, admittedly, was mortgaged towards the State Bank of Hyderabad, Armoor Main Branch, Armoor, Nizamabad, much before the alleged sale to the petitioners, therefore, in our view, the petitioners have no cause of action. The writ petition is accordingly dismissed. However, with regard to the controversy between the State Bank of Hyderabad, Armoor Main Branch and the Employees' Provident Fund Organization, the order dated 02-11-2005 passed by this Court in W.P.No.22547 of 2005 shall govern this writ petition also. No order as to costs.

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(Bilal Nazki, ACJ)

2nd November, 2005

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(R.Subhash Reddy,J)

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